



STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

Rhode Island State Labor Relations Board

Building 73
1511 Pontiac Avenue
Cranston, Rhode Island 02920-4407

Website: www.dlt.state.ri.us/lrb

OPEN MINUTES **BOARD MEETING**

TIME: 9:00 a.m.
DATE: Tuesday, June 13, 2006
PLACE: 1511 Pontiac Ave., Building #73, 2nd Floor, Cranston, RI 02920

BOARD MEMBERS IN ATTENDANCE:

Walter J. Lanni, Chairman
John R. Capobianco
Frank J. Montanaro
Ellen L. Jordan
Elizabeth Dolan
Gerald S. Goldstein

BOARD MEMBER ABSENT:

Joseph V. Mulvey

OTHERS PRESENT:

Robyn H. Golden, Administrator
Dianalynn Saccoccio, Case Agent
Linda L. Esposito, Secretary
Margaret Hogan, Esquire

Chairman Lanni called the meeting to order in Open Session at 9:20 a.m.

All members present reviewed the Open Minutes of the May 9, 2006. A Motion was made by Gerald Goldstein and seconded by John Capobianco to accept the Open Minutes as written, and it was unanimously

VOTED: by all Board Members to accept the minutes as written.

The meeting continued in open session:

CONSENT AGREEMENT AND AFFIDAVIT:

1. Case No. EE-3168
East Providence Housing Authority & RI Laborers' District Council
Section 8 Housing Coordinator

After review of the Consent Agreement and Affidavit executed and presented by the parties, a Motion was made by Elizabeth Dolan and seconded by Ellen Jordan to acknowledge and accept the parties' signed agreement; that the position of **Section 8 Housing Coordinator**, shall be and is hereby accreted into the bargaining unit as defined by Certification No. EE-3168. After discussion, all Board Members present voted in favor of the Motion.

CONCLUDED CASES:

1. Case No. ULP-5769
Newport School Committee & Teachers' Association of Newport/NEARI

This case was heard formally by Walter Lanni, Joseph Mulvey, John Capobianco, Gerald Goldstein, Elizabeth Dolan, and Ellen Jordan. Frank Montanaro reviewed the transcript and briefs, as well as the evidence submitted therein.

After review, a Motion was made by Frank Montanaro and seconded by John Capobianco to uphold the charge and find that an Unfair Labor Practice has been committed by the Employer. After discussion, Walter Lanni voted in favor of the Motion. Elizabeth Dolan, Ellen Jordan and Gerald Goldstein opposed the Motion.

Staff will contact Joseph Mulvey to ascertain his vote in this matter.

Staff contacted Joseph Mulvey for his vote in this matter. Mr. Mulvey voted in favor of the motion. Motion passed.

DRAFTED DECISIONS:

1. Case No. ULP-5706
Department of MHRH & AFSCME

A Motion was made by Elizabeth Dolan and seconded by Ellen Jordan to table this matter until the next Board Meeting. After discussion, all Board Members present voted in favor of the Motion.

2. Case No. ULP-5744
City of Cranston & Teamsters Local Union No. 251

A Motion was made by Elizabeth Dolan and seconded by Ellen Jordan to table this matter until the next Board Meeting. After discussion, all Board Members present voted in favor of the Motion.

3. Case No. ULP-5761
City of Cranston & RI Laborers' District Council

A Motion was made by Elizabeth Dolan and seconded by Ellen Jordan to table this matter until the next Board Meeting. After discussion, all Board Members present voted in favor of the Motion.

Frank Montanaro arrived at 9:25 a.m.

4. Case No. ULP-5768
City of East Providence & United Steelworkers of America

After review of the drafted decision, a Motion was made by Elizabeth Dolan and seconded by Gerald Goldstein to sign the Decision and Order, as written. After discussion, all Board Members present voted and did sign the Decision and Order as written. Staff will contact Joseph Mulvey to ascertain his vote in this matter.

Staff contacted Joseph Mulvey for his vote in this matter. Joseph Mulvey voted in favor of the motion, and did sign the Decision and Order, as written.

Gerald Goldstein made a Motion for the Board to go into Closed Session for the purpose of reviewing Unfair Labor Practice Charges and Miscellaneous Matters and the minutes to be closed, pursuant to 42-46-5(a)(2)(4) of the Open Meetings Law. It was seconded by John Capobianco, and it was unanimously

VOTED: for the meeting to go into closed session and to close the minutes.

The meeting and minutes were closed at 9:45 a.m.

The meeting resumed in open session at 9:50 a.m. for the purposes of reading into the Minutes the determinations made by the Board in Closed Session.

UNFAIR LABOR PRACTICE CHARGES:

1. Case No. ULP-5787
State of RI, CCRI & CCRI-ESPA/NEARI Association

DETERMINATION: table matter to next Board Meeting.

2. Case No. ULP-5795
State of RI, Division of Motor Vehicles & RI Council 94, AFSCME, AFL-CIO

DETERMINATION: issue a Complaint and proceed to formal hearing.

3. Case No. ULP-5796
State of RI, Dept. of Education & RI Council 94, AFSCME, AFL-CIO

DETERMINATION: issue a Complaint and proceed to formal hearing.

4. Case No. ULP-5797
State of RI, CCRI & CCRI-ESPA/NEARI Association

DETERMINATION: issue a Complaint and proceed to formal hearing.

MISCELLANEOUS MATTERS:

1. Closed Minutes – August 10, 2005

DETERMINATION: open and post the Closed Minutes.

A Motion to adjourn was made by Elizabeth Dolan, and it was seconded by Ellen Jordan, and it was unanimously,

VOTED: to adjourn the meeting at 9:55 a.m.